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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hershey, et al.
Serial No.: 10/603,240
Filing Date: June 24, 2003
Confirmation No. 5628
Group Art Unit: 2662
Title: *Distributed Dynamic Channel Selection in a
Communication Network*

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Willie Jiles

Willie Jiles

January 10, 2005
Date of Signature

Express Mail No. EV 323311273 US

Information Disclosure Statement

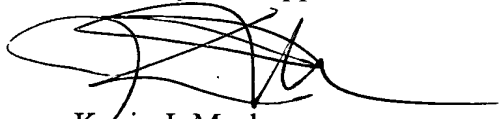
Applicants respectfully request, pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified patent application. Copies of these references are enclosed for the convenience of the Examiner. Furthermore, no representation is made that a search has been made, that these references are material to the patentability of the present invention, or that these references qualify as prior art.

Enclosed is a copy of a PCT International Search Report identifying the references contained in this Information Disclosure Statement. Therefore, I hereby certify that the references contained in this Information Disclosure Statement were cited for the first time in

a communication from a foreign patent office in a related foreign application not more than thirty days prior to the filing of this Information Disclosure Statement. Furthermore, in the event a patent term adjustment is requested, pursuant to the requirements of 37 C.F.R. §1.704, Applicants submit that the references contained in this Information Disclosure Statement were received from a foreign patent office in a related foreign application not more than thirty (30) days prior to the filing of this Information Disclosure Statement.

Pursuant to 37 C.F.R. §1.97(c), Applicants believe that this Information Disclosure Statement has been filed before the mailing date of the first Office Action. Therefore, Applicants believe that no fee is due. However, if a fee is required, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

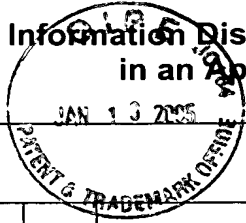
Respectfully submitted,
BAKER BOTTS L.L.P.
Attorneys for Applicants



Kevin J. Meek
Reg. No. 33,738

Date: January 10, 2005

Customer ID #45507

PTO-1449 Information Disclosure Citation in an Application 		Application No. 10/603,240 Docket Number 064749.0162		Applicant(s) Hershey, et al. Group Art Unit 2662 Filing Date June 24, 2003			
U.S. PATENT DOCUMENTS							
		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	A	2003/0002456A1	01/02/2003	Soomro, et al.	370	328	03/07/2002
	B						
	C						
	D						
	E						
	F						
	G						
	H						
	I						
	J						
	K						
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
							YES NO
	L	WO 03/021886A2	03/13/2003	PCT	H04L	12/56	X
	M	WO 03/024129A1	03/20/2003	PCT	H04Q	7/20	X
	N						
	O						
NON-PATENT DOCUMENTS							
		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)					DATE
	P	PCT Notification Transmittal of the International Search Report and the Written Opinion of the International Searching Authority, or the Declaration mailed Dec. 10, 2004, re PCT/US2004/018052 filed June 3, 2004 (17 pages)					Dec. 10, 2004
	Q	Black, et al., <i>Dynamic Frequency Selection (DFS) in an Independent BSS (IBSS)</i> , IEEE 802.11-01/532r0 (9 pages)					Nov. 1, 2001
	S	IEEE: "Draft supplement to IEEE 802.11h Standard D3.3: <i>Spectrum and Transmit Power Management Extensions in the 5GHz Band in Europe</i> (89 pages)					Feb. 2003
EXAMINER				DATE CONSIDERED			
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.							